Education and Public Health (194 **Department.**

SERIES

G.O. No. 52-Edn.,

5.2

Dated the 12th January 1945.

12-1-45

[Despatch Abstract.]

Land Acquisition - South Kanara - St. Anne's Training College and School - Play-ground - Notification under Section of the Act - Published.

The Secretary to Government,
LOCAL ADMINISTRATION DEPARTMENT,
MADRAS.

A1945-44, dated 4-12-1944. 31960

LIB HEALTH DEPT.

LAND ACQUISITION (South Kanara) - Mangalore Taluk - Casba Bazaar village - T.S.No.111-114/1 - For a play ground - Draft section 4(1) notification - submitted.

At the instance of the Principal, St. Anne's Training College Mangalore, I submit herewith a draft notification under section 4(1) of the Land Acquisition Act for the acquisition of S.No.111 and 114-1 Casba Bazaar village of Mangalore Taluk required for a play ground. The estimated cost of the acquisition including the compensation, is provisionally fixed at Rs.24,862-6-9 as the question of fixing the value of the buildings existing on the plots, is under correspondence with the Public Works Department. I consider that the draft 4(1) notification need not wait till the receipt of a reply from this Department. The property belongs to one Mrs. Zulekhabi and leased out to Bombay Steam Navigation Company. The owner and the Assistant Branch Manager of the Steam Navigation Company have objected to the proposed acquisition. Their objections are not tenable in view of the fact that the College is badly in need of a play ground and that there is no other site which is suitable ~~from~~ for the purpose and which could be added to the College. A copy of this office Ref.B1-12559-44, dated --11-44 to the Correspondent of the college and his reply L.O.255/44 dated 24-11-44 agreeing to pay the funds and to abide by the conditions are enclosed.

Education and P.H. Dep

Endtt. No. 5485-1-B-6Dn, dated 22-12-64

Referred to the Director of Public
A.C.T= tion for remarks.

E. A. Venkateswaran
Asst. Secretary to Govt 22.12.64

19/12/64 19-12-64

Letter Ref.B.12559-44, dated 21-11-44, from the Collector of Sou
Kanara to the Correspondent, St. Anne's Training College, Mang al

AND ACQUISITION - Mangalore Taluk - Casba bazaar villa
T.S.Nos. 111 and 114-1 - conditions offered. - provision of fun
requested.

Ref:- Application from the Principal, St. Anne's Training
College, Mangalore, dated 5-9-1943

The provisional estimate cost of acquisition of S.Nos. 1
114-1 of Casba bazaar village, measuring 0-9169 sq. ft. and 1.
sq. ft. respectively, is Rs.(24862-6-9) as the estimate of the c
cost of the buildings existing on the plots has to be furnished
the Public Works Department.

Please let me know whether you agree to abide by the foll
ing conditions. This information is necessary before acquisition
proceedings are started.

(i) agreeing to pay the funds.

(ii) agreeing to pay extra compensation, if any, that
be awarded by the Court should the case be referred to it.

(iii) undertaking to use the land for the purpose of
ground and for ~~other~~ no other purposes; without the sanctio
the Government;

(iv) to use the land for that purpose within a period.
years from the date of handing over the land; and

(v) to restore the land to the Government, if they so
on payment of the compensation awarded less 15 per cent awar
compulsory acquisition or of the value of the land at the ti
restoration whichever may be less in the event of the local
not carrying out the purposes for which the land is acquired
the specified period or using the land without the sanction
Government at any time for any purpose other than for which
acquired.

Daily Rainfall Report of Stations in the South Kanara District for the month of 1944.

Station. (2)	Total rainfall for the month. (36)	Average rainfall for the month. (37)	Total No. of rainy days in the mth. (39)	Average number of rainy days in the month. (40)
1. Hosdrug.				
2. Kasaragod.				
3. Puttur.				
4. Beltangady.				
5. Buntwal.				
6. Mangalore.				
7. Mulki.				
8. Karkal.				
9. Udipi.				
10. Coondapur.				
11. Bainaur.				
Total.				
Average.				

South Kanara Collector's Office,

Mangalore, dated: -1944.

For Collector.

Office of the Director of Pu
Instruction, Madras 4--1--194

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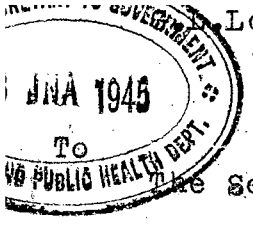


L. Lobo Esq., B.A., (Hons) Cantab,
Deputy Director, Incharge of t
Office of the Director of Public Instruction,
M A D R A S.

The Secretary to Government,
Education and Public Health Department.

Sir,

Sub: Play ground - St. Ann's Training College and school, Mangalore - Acquisition of plots.
Ref: Endorsement 58485-1-B-Edn., dated 22-12-1944.

I have the honour to report that the plots in question are an urgent necessity for the college. The Collector, South Kanara, has re-opened land acquisition proceedings in respect of the plots on my specific recommendation.

2. The papers forwarded with the Endorsement cited above are herewith resubmitted.

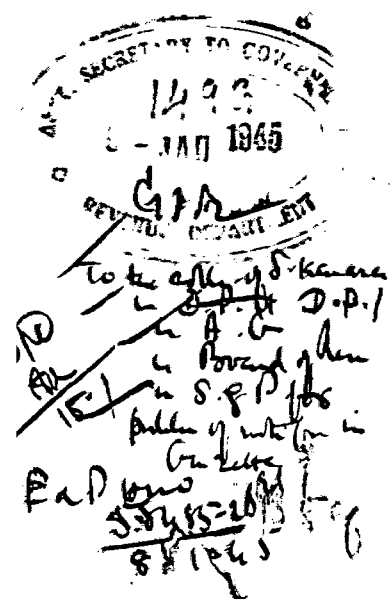
I have the honour to be,
Sir,
Your most obedient servant,

5.1.45

for

Land Acquisition - Site for Kanara St Anns
Training College and School - Play Ground
[illegible]
[illegible] Sy. No. 58/85, Farm [illegible] of S. Kanara reg B1.
[illegible] Sy. No. 712 [illegible]
[illegible]
[illegible]
[

to ascertain a
grees to the conditions mentioned in the annexure subject
which the land after acquisition will be alienated to it;
and also (2) to obtain an undertaking from the
management that it will pay such Compensation
or damages as may be determined by Govt. under
Section 48 of the Land Acquisition Act in the event
the Management desiring to proceed with the
acquisition and
6-1-45



(1). The amount of any grant made by the Government towards the cost of the land and of the buildings or other improvements shall be deducted fro the compensation payable under conditions (5), (6) and (7).
(2) The college shall be open to members of all castes and communities.

1.) The land shall be used as playground for the St. Ann's Training Colleg and for no other purpose.
2) The play groun[illegible] shall be laid out within a period of two years from th date of the grant.
3) No part of the land shall be built upon without the previous permissio of the Collector of the District and if the grantee refuses to remove the building when so directed, the Government or any officer empowered by the in this behalf shall have power to remove the buildings and to realise the cost of such removal by the sale of materials.
4) The market value of the land shall be collected if at any time it is found that the grantee derives a substantial income from the grant.
5) The Government may resume the land wholly or in part, with any buildin thereon, if, in their opinion, the land is required for a public purpose or for conducting mining operations. In the event of such resumption, th compensation payable for the land and trees shall be the amount paid fo them by the alienee at the time of the acquisition, including the 15 per-cent solatium, or the value at the time of resumption together with 15 per cent thereof, whichever may be less. If there are buildings on the land, the Government shall pay compensation for them in accordance wit

the provisions of condition (6).

(6) In the event of the resumption of the land under condition(5), the compensation payable for the buildings and other improvements shall be the amount paid for them by the alienee at the time of acquisition including the 15 per cent solatium or their value at the time of resumption by the Government together with 15 per cent thereof, whichever may be less together with the initial cost or the value at the time of resumption whichever may be less, of any buildings erected and other improvements effected on the land by the alienee in accordance with the terms of the alienation, plus 15 per cent of such cost or value.

(7) In the event of the infringement of any of the conditions of alienation or in the event of the voluntary relinquishment of the land by the alienee the Govt. may resume the land if it is required for a public purpose or if the Govt. consider that it should be returned to the original owner. If the Govt. decide not to exercise this power and inform the alienee accordingly, the latter may dispose of the land in any manner he likes, subject to his repaying to the Govt., the amount of any grant made by them towards the cost of the land and of the buildings or other improvements. In the event of the resumption of the land under this condition, the compensation payable to the alienee shall be the value of the land at the time of acquisition (less the 15 per cent awarded for compulsory acquisition) or its value at the time of resumption whichever may be less, together with the value of the buildings and other improvements, at the time of resumption. If there are buildings on the land which the Government do not require, the alienee shall remove them at his cost. In theevent of the grantee refusing to remove the buildings, the Govt may remove them and realise the cost of the removal by the sale of the materials.

(8) Full land revenue shall be levied if at any time any net income is derived from the land, or if any of the conditions of alienation are infringed, In the latter case, the land revenue shall be levied from the the date of the infringement. The decision of the Collector on the question whether a net income is derived from the land or not shall be

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Rev. 26/10.

Please see the letter from the Collr. of S. Kanara on p. 1 c-f. and the letter from the D. P. I. on p. 2 c-f. The D. P. I. has stated that the Collr. has re-opened land acqn. proceedings. Presumably the question of acquisition of the lands was considered before and dropped. If so, it is not known for what reasons the proposal was abandoned ~~subject to the above remarks~~. The draft order on pp 1-2 ante may be accepted and the file returned to E & P. H. The validity of objections will then be considered at the time of S A enquiry

D. 1. 45. 10. 1. 45

pp 1-2 ante 11. 1. 45 E & PH E & P. H

Draft ord. issue?